

1 HONORABLE RICHARD A. JONES  
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10 UNITED STATES DISTRICT COURT  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT SEATTLE

13 STANTON HARRY MCCAIN II,

14 Petitioner,

15 v.

16 DONALD R. HOLBROOK,

17 Respondent.

18 Case No. C18-328-RAJ-MLP

19 ORDER OF DISMISSAL

20 I. INTRODUCTION

21 Having reviewed the Report and Recommendation of the Honorable Michelle L.  
22 Peterson, United States Magistrate Judge, Petitioner's objections to that, and the  
23 remaining record, the Court finds and **ORDERS**:

- 24 (1) The Report and Recommendation (Dkt. # 67) is **ADOPTED** in full.  
25 (2) Petitioner's habeas petition is **DENIED** as untimely.  
26 (3) A certificate of appealability is **DENIED** as to all issues raised in the response  
27 to the order to show cause.  
28 (4) This action is **DISMISSED** with prejudice.

ORDER – 1

1                             (5) The Clerk is directed to send copies of this Order to the parties and to Judge  
2 Peterson.

3                             DATED this 25th day of September, 2020.  
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8                             The Honorable Richard A. Jones  
9                             United States District Judge  
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